

1976

c 43 The Regional Municipalities Amendment Act, 1976 (No. 1)

Ontario

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Bibliographic Citation

The Regional Municipalities Amendment Act, 1976 (No. 1), SO 1976, c 43

Repository Citation

Ontario (1976) "c 43 The Regional Municipalities Amendment Act, 1976 (No. 1)," *Ontario: Annual Statutes*: Vol. 1976, Article 48.

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CHAPTER 43

The Regional Municipalities Amendment Act, 1976

Assented to June 15th, 1976

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

PART I

THE REGIONAL MUNICIPALITY OF OTTAWA-CARLETON

1. *The Regional Municipality of Ottawa-Carleton Act*, being ^{s. 7a. enacted} chapter 407 of the Revised Statutes of Ontario, 1970, is amended by adding thereto the following section:

7a. Notwithstanding the provisions of this or any other Act, upon the application of an area municipality authorized by a by-law of the council thereof, or upon the petition of electors in accordance with the provisions of section 13 of *The Municipal Act*, the Municipal Board may, by order, ^{Alteration of wards, etc. by O.M.B.} ^{R.S.O. 1970, c. 284}

- (a) divide or redivide the area municipality into wards, and shall designate the name or number each ward shall bear and shall declare the date when the division or redivision shall take effect;
- (b) alter or dissolve any or all of the wards in the area municipality and shall declare the date when such alterations or dissolutions shall take effect; or
- (c) vary the composition of the council of the area municipality,

provided that,

- (d) no order made under this section shall alter the total number of members who represent the area municipality on the Regional Council as provided for in this Act; and
- (e) the mayor of the area municipality shall continue to be elected by a general vote of the electors of

the area municipality, and shall be the head of the council of the area municipality, and shall be a member of the Regional Council, as provided for in this Act.

s. 11 (4),
amended

2. Subsection 4 of section 11 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 138, section 5, is further amended by striking out "thirty" in the fifth line and inserting in lieu thereof "sixty".

s. 25 (3),
amended

3. Subsection 3 of section 25 of the said Act is amended by striking out "as an auditor" in the eighth and ninth lines and inserting in lieu thereof "for services within his professional capacity".

s. 45 (2, 3),
repealed

4. Subsections 2 and 3 of section 45 of the said Act are repealed.

s. 55b (1),
amended

- 5.—(1) Subsection 1 of section 55b of the said Act, as enacted by the Statutes of Ontario, 1972, chapter 126, section 8, is amended by striking out "before it is submitted for approval under *The Highway Traffic Act*" in the sixth and seventh lines.

s. 55b,
amended

- (2) The said section 55b is amended by adding thereto the following subsections:

Regional
Council may
approve
by-law in
whole or
in part

(1a) A by-law submitted for approval of the Regional Council in compliance with subsection 1 may be approved in whole or in part and, where part of a by-law is approved only, that part only shall become operative.

Withdrawal
of approval

(1b) The Regional Council may withdraw its approval to any by-law or any part thereof by notice sent by registered mail to the clerk of the area municipality and such by-law or part thereof shall be deemed to be repealed twenty-one days after the sending of the notice.

s. 65,
amended

6. Section 65 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 126, section 12 and 1973, chapter 71, section 6, is further amended by adding thereto the following subsection:

Where
Regional
Council has
no objection

(2a) Where the Regional Council notifies the council of the area municipality that the Regional Council does not object to such stopping up, the Regional Council shall have no further right to object under subsection 2 and the council of the area municipality may proceed to pass a by-law for the stopping up of the highway or part thereof concerned.

7. Subsection 6 of section 67e of the said Act, as enacted by ^{s. 67e (6), re-enacted} the Statutes of Ontario, 1972, chapter 126, section 14, is repealed and the following substituted therefor:

(6) If the Regional Corporation fails to make any payment ^{Default} as required by subsection 5, interest shall be payable thereon at the rate of 12 per cent per annum, or such lower rate as the council of the area municipality determines, from the date payment is due until it is made.

8. The said Act is further amended by adding thereto the ^{s. 99a, enacted} following section:

99a.—(1) Where the Regional Corporation has entered ^{Temporary borrowing R.S.O. 1970, c. 332} into an agreement under *The Ontario Water Resources Act* whereby the Regional Corporation is entitled to receive moneys from the Crown, the Regional Council, pending the receipt of such moneys may, in order to meet expenditures incurred in carrying out the agreement, agree with a bank or a person for temporary advances from time to time.

(2) The proceeds of every advance under this section shall ^{Application of proceeds} be applied to the expenditures incurred in carrying out the agreement made by the Regional Corporation under *The Ontario Water Resources Act*, but the lender shall not be bound to see to the application of the proceeds and, when the Regional Corporation has received the moneys to which it is entitled from the Crown under the said agreement, such moneys shall be applied first in repayment of the advances.

- 9.—(1) Subsection 9 of section 100 of the said Act is amended ^{s. 100 (9), amended} by striking out "at one time and" in the first line.

- (2) Subsection 30 of the said section 100 is amended by ^{s. 100 (30), amended} adding thereto the following clauses:

(e) in securities issued or unconditionally guaranteed as to principal and interest by the United States of America;

(f) in such other securities as are authorized by the Lieutenant Governor in Council.

- (3) The said section 100, as amended by the Statutes of ^{s. 100, amended} Ontario, 1972, chapter 126, section 19, is further amended by adding thereto the following subsections:

(42) A money by-law may authorize the issue of debentures ^{Term debentures} of which a portion shall be payable on a fixed date with interest payable annually or semi-annually, in which case such debentures shall be known as term debentures.

Amounts to
be raised
annually

(43) In respect of the term debentures, the by-law shall provide for raising,

(a) in each year of the currency of the term debentures, a sum sufficient to pay the interest on the term debentures; and

(b) in each year of the currency of the term debentures in which no other debentures issued under the same by-law become due and payable, a specific amount to form a retirement fund for the term debentures which, with interest at a rate not to exceed 5 per cent per annum compounded yearly, will be sufficient to pay the principal of the term debentures at maturity.

Retirement
fund
adminis-
tration

(44) The retirement fund for the term debentures shall be administered by the sinking fund committee in all respects in the same manner as a sinking fund established under this section, and the provisions of subsections 21 to 41 of this section with respect to a sinking fund shall apply *mutatis mutandis* to such retirement fund.

All
debentures
rank equally

(45) Notwithstanding the provisions of any general or special Act or any differences in date of issue or maturity, every debenture issued shall rank concurrently and *pari passu* in respect of payment of principal and interest thereon with all other debentures of the Regional Corporation except as to the availability of any sinking funds applicable to any particular issue of debentures.

s. 124 (1),
re-enacted

10. Subsection 1 of section 124 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 138, section 19, and 1974, chapter 117, section 4, is repealed and the following substituted therefor:

Application
of R.S.O. 1970,
c. 284

(1) Section 5, Parts XV, XVI, XVII and XXI, sections 248a, 249 and 254, subsection 3 of section 308, paragraphs 3, 10, 11, 12 and 24 of section 352 and section 391 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

s. 126,
amended

11. Section 126 of the said Act, as re-enacted by the Statutes of Ontario, 1973, chapter 138, section 20, is amended by striking out "and may make annual grants for a period not exceeding five years, and upon the expiration of any such period may make similar grants for a further period not exceeding five years" in the fourth, fifth, sixth and seventh lines.

12. Section 127 of the said Act, as amended by the Statutes of ^{s. 127,}
Ontario, 1974, chapter 117, section 5, is repealed, ^{repealed}

13. Section 141 of the said Act is repealed. ^{s. 141,}
^{repealed}

PART II

THE REGIONAL MUNICIPALITY OF NIAGARA

14.—(1) Subsection 1a of section 3 of *The Regional Municipality* ^{s. 3 (1a),}
of Niagara Act, being chapter 406 of the Revised Statutes ^{repealed}
of Ontario, 1970, as enacted by the Statutes of Ontario,
1972, chapter 51, section 1, is repealed.

(2) Subsection 5 of the said section 3, as enacted by the ^{s. 3 (5),}
Statutes of Ontario, 1974, chapter 30, section 1, is repealed ^{re-enacted}
and the following substituted therefor:

(5) Where the Minister has divided or redivided an area ^{Effect of}
municipality into wards by order made under subsection 3, ^{Minister's}
such division or redivision remains in effect until altered by ^{order}
the Municipal Board.

(5a) Notwithstanding the provisions of this or any other ^{Alteration}
Act, upon the application of an area municipality authorized ^{of wards, etc.,}
by a by-law of the council thereof, or upon the petition of ^{by O.M.B.}
electors in accordance with the provisions of section 13 of
The Municipal Act, the Municipal Board may, by order, ^{R.S.O. 1970,}
^{c. 284}

(a) divide or redivide the area municipality into wards
and shall designate the name or number that each
ward shall bear and shall declare the date when the
division or redivision shall take effect;

(b) alter or dissolve any or all of the wards in the
area municipality and shall declare the date when
such alterations or dissolutions shall take effect;
or

(c) vary the composition of the council of the area
municipality,

provided that,

(d) the mayor of the area municipality shall continue
to be elected by a general vote of the electors of
the area municipality, and shall be the head of the
council of the area municipality, and shall be a
member of the Regional Council, as provided for in
this Act.

s. 12 (4),
amended

15. Subsection 4 of section 12 of the said Act is amended by striking out "thirty" in the fourth line and inserting in lieu thereof "sixty".

s. 25 (3),
amended

16. Subsection 3 of section 25 of the said Act is amended by striking out "as an auditor" in the eighth and ninth lines and inserting in lieu thereof "for services within his professional capacity".

s. 77 (1),
amended

17. (1) Subsection 1 of section 77 of the said Act is amended by striking out "before it is submitted for approval under *The Highway Traffic Act*" in the fifth and sixth lines.

s. 77,
amended

- (2) The said section 77 is amended by adding thereto the following subsections:

Regional
Council may
approve
by-law in
whole or
in part

(1a) A by-law submitted for approval of the Regional Council in compliance with subsection 1 may be approved in whole or in part and, where part of a by-law is approved only, that part only shall become operative.

Withdrawal
of approval

(1b) The Regional Council may withdraw its approval to any by-law or any part thereof by notice sent by registered mail to the clerk of the area municipality and such by-law or part thereof shall be deemed to be repealed twenty-one days after the sending of the notice.

s. 87 (2),
re-enacted

18. Subsection 2 of section 87 of the said Act is repealed and the following substituted therefor:

Default

(2) If the Regional Corporation fails to make any payment as required by clause *b* of subsection 1, interest shall be payable thereon at the rate of 12 per cent per annum, or such lower rate as the council of the area municipality determines, from the date payment is due until it is made.

s. 100 (4),
re-enacted

19. Subsection 4 of section 100 of the said Act is repealed and the following substituted therefor:

Default

(4) If the Regional Corporation fails to make any payment as required by subsection 3, interest shall be payable thereon at the rate of 12 per cent per annum, or such lower rate as the council of the area municipality determines, from the date payment is due until it is made.

s. 134a,
enacted

20. The said Act is amended by adding thereto the following section:

Temporary
borrowing
R.S.O. 1970,
c. 332

134a.—(1) Where the Regional Corporation has entered into an agreement under *The Ontario Water Resources Act*,

whereby the Regional Corporation is entitled to receive moneys from the Crown, the Regional Council, pending the receipt of such moneys, may, in order to meet expenditures incurred in carrying out the agreement, agree with a bank or a person for temporary advances from time to time.

(2) The proceeds of every advance under this section shall be applied to the expenditures incurred in carrying out the agreement made by the Regional Corporation under *The Ontario Water Resources Act*, but the lender shall not be bound to see to the application of the proceeds and, when the Regional Corporation has received the moneys to which it is entitled from the Crown under the said agreement, such moneys shall be applied first in repayment of the advances.

Application
of proceeds

21.—(1) Subsection 9 of section 135 of the said Act is amended by striking out "at one time and" in the first line.

s. 135 (9),
amended

(2) Subsection 30 of the said section 135 is amended by adding thereto the following clauses:

s. 135 (30),
amended

(e) in securities issued or unconditionally guaranteed as to principal and interest by the United States of America;

(f) in such other securities as are authorized by the Lieutenant Governor in Council.

(3) The said section 135, as amended by the Statutes of Ontario, 1972, chapter 51, section 13, is further amended by adding thereto the following subsections:

s. 135,
amended

(42) A money by-law may authorize the issue of debentures of which a portion shall be payable on a fixed date with interest payable annually or semi-annually, in which case such debentures shall be known as term debentures.

Term
debentures

(43) In respect of the term debentures, the by-law shall provide for raising,

Amounts to
be raised
annually

(a) in each year of the currency of the term debentures, a sum sufficient to pay the interest on the term debentures; and

(b) in each year of the currency of the term debentures in which no other debentures issued under the same by-law become due and payable, a specific amount to form a retirement fund for the term debentures which, with interest at a rate not to exceed 5 per cent per annum compounded yearly,

will be sufficient to pay the principal of the term debentures at maturity.

Retirement
fund
adminis-
tration

(44) The retirement fund for the term debentures shall be administered by the sinking fund committee in all respects in the same manner as a sinking fund established under this section, and the provisions of subsections 21 to 41 of this section with respect to a sinking fund shall apply *mutatis mutandis* to such retirement fund.

All
debentures
rank equally

(45) Notwithstanding the provisions of any general or special Act or any differences in date of issue or maturity, every debenture issued shall rank concurrently and *pari passu* in respect of payment of principal and interest thereon with all other debentures of the Regional Corporation except as to the availability of any sinking funds applicable to any particular issue of debentures.

s. 135a,
enacted

22. The said Act is further amended by adding thereto the following section:

Debentures
payable on a
fixed date
subject to
the annual
redemption
by lot of a
specified
principal
amount

135a. Notwithstanding any other provision of this Act,

- (a) a money by-law of the Regional Council may provide that all or a portion of the debentures to be issued thereunder shall be payable on a fixed date, subject to the obligation of the Regional Corporation to redeem by lot annually on each anniversary of the date of such debentures a specified principal amount of such debentures upon payment by the Regional Corporation of such principal amount plus accrued interest to the date of redemption and upon giving notice as provided in this section;
- (b) the principal amount of every debenture that is called for redemption shall become due and payable on the date set for the redemption thereof and, after such date, interest ceases to accrue thereon where provision is duly made by the Regional Corporation for the payment of the principal amount thereof;

interest
ceases to
accrue on
date set for
redemption

debentures
to be
redeemed
may be
purchased

- (c) the debentures to be redeemed on each anniversary of the date of such debentures shall be selected by lot by the treasurer of the Regional Corporation at a public meeting of the Regional Council and when redeemed shall be cancelled and shall not be reissued, provided always that the principal amount of the debentures to be redeemed in any year may be reduced by the principal amount of any debentures

purchased by the Regional Corporation, at a price or prices not exceeding the principal amount thereof, and surrendered for cancellation on the date fixed for redemption;

- (d) notice of intention to redeem any debenture shall be sent by prepaid mail at least thirty days prior to the date set for such redemption to the person, if any, in whose name the debenture may be registered at the address shown in the Debenture Registry Book; notice to redeem to be sent by mail
- (e) notice of intention to redeem any debenture shall be published at least thirty days prior to the date set for such redemption in such manner as the by-law may provide; notice to redeem to be published
- (f) where only a portion of the debentures issued under a by-law is payable on a fixed date, the obligation of the Regional Corporation to redeem by lot annually a specified principal amount of such debentures does not apply in any year in which an instalment of principal of the remaining debentures issued under such by-law becomes due and payable; and where only portion of debentures payable on fixed date
- (g) the aggregate amounts of principal and interest, or the amounts of principal, payable in each year during the currency of debentures issued under this section shall be approximately equal. annual amounts payable to be approximately equal

23. Section 143 of the said Act is amended by adding thereto the following subsections: s. 143, amended

(4) A debenture may be registered as to both principal and interest in which case the interest thereon shall be paid by cheque and the debenture may be referred to as a fully registered debenture. Registration of debenture as to principal and interest

(5) Where debentures are payable in a currency other than that of Canada, the Regional Council may provide that the Debenture Registry Book of the Regional Corporation in respect of such debentures be maintained outside Canada by a corporation or person other than the treasurer and may make such other provisions for the registration and transfer of such debentures as the Regional Council considers appropriate. When Debenture Registry Book may be maintained outside Canada

24. Subsection 1 of section 154 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 51, section 14 and s. 154(1), re-enacted

amended by 1973, chapter 158, section 6, and 1974, chapter 117, section 10, is repealed and the following substituted therefor:

Application
of R.S.O. 1970,
c. 284

(1) Section 5, Parts XV, XVI, XVII and XXI, sections 248a, 249 and 254, subsection 3 of section 308 and section 348, paragraphs 3, 10, 11, 12 and 24 of section 352, paragraph 61 of subsection 1 of section 354 and section 394 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

s. 156,
amended

- 25.** Section 156 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 158, section 7, is further amended by striking out "and may make annual grants for a period not exceeding five years, and upon the expiration of any such period may make similar grants for a further period not exceeding five years" in the fifth, sixth and seventh lines.

s. 157,
repealed

- 26.** Section 157 of the said Act, as amended by the Statutes of Ontario, 1974, chapter 117, section 11, is repealed.

PART III

THE REGIONAL MUNICIPALITY OF YORK

s. 3,
amended

- 27.** (1) Section 3 of *The Regional Municipality of York Act*, being chapter 408 of the Revised Statutes of Ontario, 1970, as amended by the Statutes of Ontario, 1972, chapter 78, section 2, is further amended by adding thereto the following subsection:

Alteration
of wards, etc.,
by O.M.B.

(3a) Notwithstanding the provisions of this or any other Act, upon the application of an area municipality authorized by a by-law of the council thereof, or upon the petition of electors in accordance with the provisions of section 13 of *The Municipal Act*, the Municipal Board may, by order,

R.S.O. 1970,
c. 284

- (a) divide or redivide the area municipality into wards, and shall designate the name or number each ward shall bear and shall declare the date when the division or redivision shall take effect;
- (b) alter or dissolve any or all of the wards in the area municipality and shall declare the date when such alterations or dissolutions shall take effect; or
- (c) vary the composition of the council of the area municipality,

provided that,

- (d) no order made under this section shall alter the total number of members who represent the area

municipality on the Regional Council as provided for in this Act; and

- (e) the mayor of the area municipality shall continue to be elected by a general vote of the electors of the area municipality, and shall be the head of the council of the area municipality, and shall be a member of the Regional Council, as provided for in this Act.

- (2) The said section 3 is further amended by adding thereto ^{s. 3, amended} the following subsection:

(3b) The Minister may, by order, in the year 1976, ^{1976 election, Markham} notwithstanding the provisions of this or any other Act, on the recommendation of the council of the Town of Markham expressed by resolution,

- (a) provide for the system of election of persons as members of the council of the said Town;

- (b) provide for the total number of persons to be elected as members of the council of the Town; and

- (c) vary the date specified in section 17 of *The* ^{1972, c. 95} *Municipal Elections Act, 1972*,

and provisions made under clauses *a* and *b* shall remain in effect until varied by the Municipal Board.

- 28. Subsection 4 of section 12 of the said Act is amended by ^{s. 12 (4), amended} striking out "thirty" in the fourth line and inserting in lieu thereof "sixty".

- 29. Subsection 3 of section 25 of the said Act is amended by ^{s. 25 (3), amended} striking out "as an auditor" in the eighth and ninth lines and inserting in lieu thereof "for services within his professional capacity".

- 30.—(1) Subsection 1 of section 77 of the said Act is amended ^{s. 77 (1), amended} by striking out "before it is submitted for approval under *The Highway Traffic Act*" in the fifth and sixth lines.

- (2) The said section 77 is amended by adding thereto the ^{s. 77, amended} following subsections:

(1a) A by-law submitted for approval of the Regional Council in compliance with subsection 1 may be approved ^{Regional Council may approve by-law in whole or in part} in whole or in part and, where part of a by-law is approved only, that part only shall become operative.

Withdrawal
of
approval

(1b) The Regional Council may withdraw its approval to any by-law or any part thereof by notice sent by registered mail to the clerk of the area municipality and such by-law or part thereof shall be deemed to be repealed twenty-one days after the sending of the notice.

s. 129a,
enacted

- 31.** The said Act is amended by adding thereto the following section:

Temporary
borrowing
R.S.O. 1970,
c. 332

129a.—(1) Where the Regional Corporation has entered into an agreement under *The Ontario Water Resources Act*, whereby the Regional Corporation is entitled to receive moneys from the Crown, the Regional Council, pending the receipt of any such moneys may, in order to meet expenditures incurred in carrying out the agreement, agree with a bank or a person for temporary advances from time to time.

Application
of proceeds

(2) The proceeds of every advance under this section shall be applied to the expenditures incurred in carrying out the agreement made by the Regional Corporation under *The Ontario Water Resources Act*, but the lender shall not be bound to see to the application of the proceeds and, when the Regional Corporation has received the moneys to which it is entitled from the Crown under the said agreement such moneys shall be applied first in repayment of the advances.

s. 130 (9),
amended

- 32.**—(1) Subsection 9 of section 130 of the said Act is amended by striking out "at one time and" in the first line.

s. 130 (30),
amended

- (2) Subsection 30 of the said section 130 is amended by adding thereto the following clauses:

(c) in securities issued or unconditionally guaranteed as to principal and interest by the United States of America;

(f) in such other securities as are authorized by the Lieutenant Governor in Council.

s. 130,
amended

- (3) The said section 130, as amended by the Statutes of Ontario, 1972, chapter 78, section 17, is further amended by adding thereto the following subsections:

Term
debentures

(42) A money by-law may authorize the issue of debentures of which a portion shall be payable on a fixed date with interest payable annually or semi-annually, in which case such debentures shall be known as term debentures.

(43) In respect of the term debentures, the by-law shall provide for raising, Amounts to be raised annually

(a) in each year of the currency of the term debentures, a sum sufficient to pay the interest on the term debentures; and

(b) in each year of the currency of the term debentures in which no other debentures issued under the same by-law become due and payable, a specific amount to form a retirement fund for the term debentures, which with interest at a rate not to exceed 5 per cent per annum compounded yearly, will be sufficient to pay the principal of the term debentures at maturity.

(44) The retirement fund for the term debentures shall be administered by the sinking fund committee in all respects in the same manner as a sinking fund established under this section, and the provisions of subsections 21 to 41 of this section with respect to a sinking fund shall apply *mutatis mutandis* to such retirement fund. Retirement fund administration

(45) Notwithstanding the provisions of any general or special Act or any differences in date of issue or maturity, every debenture issued shall rank concurrently and *pari passu* in respect of payment of principal and interest thereon with all other debentures of the Regional Corporation except as to the availability of any sinking funds applicable to any particular issue of debentures. All debentures rank equally

33. The said Act is further amended by adding thereto the following section: s. 130a, enacted

130a. Notwithstanding any other provision of this Act, Debentures payable on a fixed date subject to the annual redemption by lot of a specified principal amount

(a) a money by-law of the Regional Council may provide that all or a portion of the debentures to be issued thereunder shall be payable on a fixed date, subject to the obligation of the Regional Corporation to redeem by lot annually on each anniversary of the date of such debentures a specified principal amount of such debentures upon payment by the Regional Corporation of such principal amount plus accrued interest to the date of redemption and upon giving notice as provided in this section;

(b) the principal amount of every debenture that is called for redemption shall become due and payable on the date set for the redemption thereof and, interest ceases to accrue on date set for redemption

after such date, interest ceases to accrue thereon where provision is duly made by the Regional Corporation for the payment of the principal amount thereof;

debentures
to be
redeemed
may be
purchased

- (c) the debentures to be redeemed on each anniversary of the date of such debentures shall be selected by lot by the treasurer of the Regional Corporation at a public meeting of the Regional Council and when redeemed shall be cancelled and shall not be reissued, provided always that the principal amount of the debentures to be redeemed in any year may be reduced by the principal amount of any debentures purchased by the Regional Corporation, at a price or prices not exceeding the principal amount thereof, and surrendered for cancellation on the date fixed for redemption;

notice to
redeem to
be sent by
mail

- (d) notice of intention to redeem any debenture shall be sent by prepaid mail at least thirty days prior to the date set for such redemption to the person, if any, in whose name the debenture may be registered at the address shown in the Debenture Registry Book;

notice to
redeem to be
published

- (e) notice of intention to redeem any debenture shall be published at least thirty days prior to the date set for such redemption in such manner as the by-law may provide;

where only
portion of
debentures
payable on
fixed date

- (f) where only a portion of the debentures issued under a by-law is payable on a fixed date, the obligation of the Regional Corporation to redeem by lot annually a specified principal amount of such debentures does not apply in any year in which an instalment of principal of the remaining debentures issued under such by-law becomes due and payable; and

annual
amounts
payable to
be approxi-
mately
equal

- (g) the aggregate amounts of principal and interest, or the amounts of principal, payable in each year during the currency of debentures issued under this section shall be approximately equal.

s. 138,
amended

34. Section 138 of the said Act is amended by adding thereto the following subsections:

Registration
of debenture
as to principal
and interest

- (4) A debenture may be registered as to both principal and interest in which case the interest thereon shall be paid by cheque and the debenture may be referred to as a fully registered debenture.

(5) Where debentures are payable in a currency other than that of Canada, the Regional Council may provide that the Debenture Registry Book of the Regional Corporation in respect of such debentures be maintained outside Canada by a corporation or person other than the treasurer and may make such other provisions for the registration and transfer of such debentures as the Regional Council considers appropriate.

When Debenture Registry Book may be maintained outside Canada

35. Subsection 1 of section 149 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 153, section 1, 1973, chapter 156, section 7 and 1974, chapter 117, section 17, is repealed and the following substituted therefor:

s. 149 (1), re-enacted

(1) Section 5, Parts XV, XVI, XVII and XXI, sections 246, 248a, 249 and 254, subsection 3 of section 308, section 348 and paragraphs 3, 10, 11, 12 and 24 of section 352 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

Application of R.S.O. 1970, c. 264

36. Section 151 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 156, section 8, is further amended by striking out "and may make annual grants for a period not exceeding five years, and upon the expiration of any such period may make similar grants for a further period not exceeding five years" in the fifth, sixth and seventh lines.

s. 151, amended

37. Section 152 of the said Act, as amended by the Statutes of Ontario, 1974, chapter 117, section 18, is repealed.

s. 152, repealed

PART IV

THE REGIONAL MUNICIPALITY OF WATERLOO

38. Section 3 of *The Regional Municipality of Waterloo Act, 1972*, being chapter 105, is amended by adding thereto the following subsection:

s. 3, amended

(3a) Notwithstanding the provisions of this or any other Act, upon the application of an area municipality authorized by a by-law of the council thereof, or upon the petition of electors in accordance with the provisions of section 13 of *The Municipal Act*, the Municipal Board may, by order,

Alteration of wards, etc., by O.M.B.

R.S.O. 1970, c. 284

- (a) divide or redivide the area municipality into wards, and shall designate the name or number each ward shall bear and shall declare the date when the division or redivision shall take effect;
- (b) alter or dissolve any or all of the wards in the area municipality and shall declare the date when such alterations or dissolutions shall take effect; or

- (c) vary the composition of the council of the area municipality,

provided that,

- (d) no order made under this section shall alter the total number of members who represent the area municipality on the Regional Council as provided for in this Act; and

- (e) the mayor of the area municipality shall continue to be elected by a general vote of the electors of the area municipality, and shall be the head of the council of the area municipality, and shall be a member of the Regional Council, as provided for in this Act.

s. 13 (4),
amended

- 39.** Subsection 4 of section 13 of the said Act is amended by striking out "thirty" in the fourth line and inserting in lieu thereof "sixty".

s. 26 (3),
amended

- 40.** Subsection 3 of section 26 of the said Act is amended by striking out "as an auditor" in the ninth and tenth lines and inserting in lieu thereof "for services within his professional capacity".

s. 27 (4, 5),
re-enacted

- 41.** Subsections 4 and 5 of section 27 of the said Act are repealed and the following substituted therefor:

Sick leave
credits

(4) Where the Regional Corporation or a local board thereof, before the 1st day of July, 1976, employs, or thereafter is required to employ a person theretofore employed by a local municipality or a local board thereof within the Regional Area or by the County of Waterloo or a local board thereof, the employee shall be deemed to remain an employee of the municipality or local board thereof until the Regional Corporation or local board thereof has established a sick leave credit plan for its employees, and the employees are entitled to receive such benefits from the Regional Corporation, whereupon the Regional Corporation or local board thereof shall place to the credit of the employee the sick leave credits standing to his credit in the plan of the municipality or local board thereof.

Holidays

(5) Where the Regional Corporation or a local board thereof, before the 1st day of July, 1976, employs or thereafter is required to employ a person theretofore employed by a local municipality or a local board thereof within the Regional Area or by the County of Waterloo or a local board

thereof or a roads commission, the Regional Corporation or local board thereof shall, during the first year of his employment by the Regional Corporation or local board thereof, provide for such employee's holidays with pay equivalent to those to which he would have been entitled if he had remained in the employment of the municipality or local board thereof.

42.—(1) Subsection 1 of section 80 of the said Act is amended by striking out "before it is submitted for approval under *The Highway Traffic Act*" in the fifth and sixth lines. s. 80 (1), amended

(2) The said section 80 is amended by adding thereto the following subsections: s. 80, amended

(1a) A by-law submitted for approval of the Regional Council in compliance with subsection 1 may be approved in whole or in part and, where part of a by-law is approved only, that part only shall become operative. Regional Council may approve by-law in whole or in part

(1b) The Regional Council may withdraw its approval to any by-law or any part thereof by notice sent by registered mail to the clerk of the area municipality and such by-law or part thereof shall be deemed to be repealed twenty-one days after the sending of the notice. Withdrawal of approval

43. The said Act is amended by adding thereto the following section: s. 134a, enacted

134a.—(1) Where the Regional Corporation has entered into an agreement under *The Ontario Water Resources Act* whereby the Regional Corporation is entitled to receive moneys from the Crown, the Regional Council pending the receipt of such moneys may, in order to meet expenditures incurred in carrying out the agreement, agree with a bank or a person for temporary advances from time to time. Temporary borrowing R.S.O. 1970, c. 332

(2) The proceeds of every advance under this section shall be applied to the expenditures incurred in carrying out the agreement made by the Regional Corporation under *The Ontario Water Resources Act*, but the lender shall not be bound to see to the application of the proceeds and, when the Regional Corporation has received the moneys to which it is entitled from the Crown under the said agreement such moneys shall be applied first in repayment of the advances. Application of proceeds

44.—(1) Subsection 11 of section 138 of the said Act is amended by striking out "at one time and" in the first line. s. 138 (11), amended

(2) Subsection 32 of the said section 138 is amended by adding thereto the following clauses: s. 138 (32), amended

(e) in securities issued or unconditionally guaranteed as to principal and interest by the United States of America;

(f) in such other securities as are authorized by the Lieutenant Governor in Council.

s. 138,
amended

(3) The said section 138 is amended by adding thereto the following subsections:

Term
debentures

(44) A money by-law may authorize the issue of debentures of which a portion shall be payable on a fixed date with interest payable annually or semi-annually, in which case such debentures shall be known as term debentures.

Amounts to
be raised
annually

(45) In respect of the term debentures, the by-law shall provide for raising,

(a) in each year of the currency of the term debentures, a sum sufficient to pay the interest on the term debentures; and

(b) in each year of the currency of the term debentures in which no other debentures issued under the same by-law become due and payable, a specific amount to form a retirement fund for the term debentures which, with interest at a rate not to exceed 5 per cent per annum compounded yearly, will be sufficient to pay the principal of the term debentures at maturity.

Retirement
fund admin-
istration

(46) The retirement fund for the term debentures shall be administered by the sinking fund committee in all respects in the same manner as a sinking fund established under this section, and the provisions of subsections 23 to 43 of this section with respect to a sinking fund shall apply *mutatis mutandis* to such retirement fund.

All debentures
rank equally

(47) Notwithstanding the provision of any general or special Act or any differences in date of issue or maturity, every debenture issued shall rank concurrently and *pari passu* in respect of payment of principal and interest thereon with all other debentures of the Regional Corporation except as to the availability of any sinking funds applicable to any particular issue of debentures.

s. 138a,
enacted

45. The said Act is further amended by adding thereto the following section:

- 138a. Notwithstanding any other provision of this Act,
- (a) a money by-law of the Regional Council may provide that all or a portion of the debentures to be issued thereunder shall be payable on a fixed date, subject to the obligation of the Regional Corporation to redeem by lot annually on each anniversary of the date of such debentures a specified principal amount of such debentures upon payment by the Regional Corporation of such principal amount plus accrued interest to the date of redemption and upon giving notice as provided in this section; Debentures payable on a fixed date subject to the annual redemption by lot of a specified principal amount
- (b) the principal amount of every debenture that is called for redemption shall become due and payable on the date set for the redemption thereof and, after such date, interest ceases to accrue thereon where provision is duly made by the Regional Corporation for the payment of the principal amount thereof; interest ceases to accrue on date set for redemption
- (c) the debentures to be redeemed on each anniversary of the date of such debentures shall be selected by lot by the treasurer of the Regional Corporation at a public meeting of the Regional Council and when redeemed shall be cancelled and shall not be reissued, provided always that the principal amount of the debentures to be redeemed in any year may be reduced by the principal amount of any debentures purchased by the Regional Corporation, at a price or prices not exceeding the principal amount thereof, and surrendered for cancellation on the date fixed for redemption; debentures to be redeemed may be purchased
- (d) notice of intention to redeem any debenture shall be sent by prepaid mail at least thirty days prior to the date set for such redemption to the person, if any, in whose name the debenture may be registered at the address shown in the Debenture Registry Book; notice to redeem to be sent by mail
- (e) notice of intention to redeem any debenture shall be published at least thirty days prior to the date set for such redemption in such manner as the by-law may provide; notice to redeem to be published
- (f) where only a portion of the debentures issued under a by-law is payable on a fixed date, the obligation of the Regional Corporation to redeem by lot where only portion of debentures payable on fixed date

annually a specified principal amount of such debentures does not apply in any year in which an instalment of principal of the remaining debentures issued under such by-law becomes due and payable; and

annual
amounts
payable to be
approx-
imately
equal

- (g) the aggregate amounts of principal and interest, or the amounts of principal, payable in each year during the currency of debentures issued under this section shall be approximately equal.

s. 146,
amended

- 46.** Section 146 of the said Act is amended by adding thereto the following subsections:

Registration
of debenture
as to principal
and interest

- (4) A debenture may be registered as to both principal and interest in which case the interest thereon shall be paid by cheque and the debenture may be referred to as a fully registered debenture.

Where
Debenture
Registry
Book may
be maintained
outside
Canada

- (5) Where debentures are payable in a currency other than that of Canada, the Regional Council may provide that the Debenture Registry Book of the Regional Corporation in respect of such debentures be maintained outside Canada by a corporation or person other than the treasurer and may make such other provisions for the registration and transfer of such debentures as the Regional Council considers appropriate.

s. 158 (1),
re-enacted

- 47.** Subsection 1 of section 158 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 164, section 3, 1973, chapter 137, section 9 and 1974, chapter 117, section 23, is repealed and the following substituted therefor:

Application
of R.S.O. 1970,
c. 284

- (1) Section 5, Parts XV, XVI, XVII and XXI, sections 246, 248a, 249 and 254, subsection 3 of section 308, section 348 and paragraphs 3, 10, 11, 12 and 24 of section 352 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

s. 160,
amended

- 48.** Section 160 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 137, section 10, is further amended by striking out "and may make annual grants for a period not exceeding five years, and upon the expiration of any such period may make similar grants for a further period not exceeding five years" in the fifth, sixth, seventh and eighth lines.

s. 161,
repealed

- 49.** Section 161 of the said Act, as amended by the Statutes of Ontario, 1974, chapter 117, section 24, is repealed.

PART V

THE REGIONAL MUNICIPALITY OF SUDBURY

- 50.** Section 3 of *The Regional Municipality of Sudbury Act, 1972*, ^{s. 3, amended} being chapter 104, as amended by the Statutes of Ontario, 1972, chapter 167, section 1, 1974, chapter 54, section 1 and 1975, chapter 46, section 12, is further amended by adding thereto the following subsection:

(3a) Notwithstanding the provisions of this or any other Act, upon the application of an area municipality authorized ^{Alteration of wards, etc., by O.M.B.} by a by-law of the council thereof, or upon the petition of electors in accordance with the provisions of section 13 of *The Municipal Act*, the Municipal Board may, by order, ^{R.S.O. 1970, c. 284}

- (a) divide or redivide the area municipality into wards, and shall designate the name or number each ward shall bear and shall declare the date when the division or redivision shall take effect;
 - (b) alter or dissolve any or all of the wards in the area municipality and shall declare the date when such alterations or dissolutions shall take effect; or
 - (c) vary the composition of the council of the area municipality,
- provided that,
- (d) no order made under this section shall alter the total number of members who represent the area municipality on the Regional Council as provided for in this Act; and
 - (e) the mayor of the area municipality shall continue to be elected by a general vote of the electors of the area municipality, and shall be the head of the council of the area municipality, and shall be a member of the Regional Council, as provided for in this Act.

- 51.** Subsection 4 of section 13 of the said Act is amended by ^{s. 13 (4), amended} striking out "thirty" in the fourth line and inserting in lieu thereof "sixty".

- 52.** Subsection 3 of section 26 of the said Act is amended by ^{s. 26 (3), amended} striking out "as an auditor" in the ninth line and inserting in lieu thereof "for services within his professional capacity".

- 53.—**(1) Subsection 1 of section 65 of the said Act is amended ^{s. 65 (1), amended} by striking out "before it is submitted for approval under *The Highway Traffic Act*" in the fifth and sixth lines.

s. 65,
amended

- (2) The said section 65 is amended by adding thereto the following subsections:

Regional
Council
may approve
by-law in
whole or in
part

(1a) A by-law submitted for approval of the Regional Council in compliance with subsection 1 may be approved in whole or in part and, where part of a by-law is approved only, that part only shall become operative.

Withdrawal
of approval

(1b) The Regional Council may withdraw its approval to any by-law or any part thereof by notice sent by registered mail to the clerk of the area municipality and such by-law or part thereof shall be deemed to be repealed twenty-one days after the sending of the notice.

s. 94a,
enacted

- 54.** The said Act is amended by adding thereto the following section:

Temporary
borrowing
R.S.O. 1970,
c. 332

94a.—(1) Where the Regional Corporation has entered into an agreement under *The Ontario Water Resources Act* whereby the Regional Corporation is entitled to receive moneys from the Crown, the Regional Council, pending the receipt of such moneys may, in order to meet expenditures incurred in carrying out the agreement, agree with a bank or a person for temporary advances from time to time.

Application
of proceeds

(2) The proceeds of every advance under this section shall be applied to the expenditures incurred in carrying out the agreement made by the Regional Corporation under *The Ontario Water Resources Act*, but the lender shall not be bound to see to the application of the proceeds and, when the Regional Corporation has received the moneys to which it is entitled from the Crown under the said agreement, such moneys shall be applied first in repayment of the advances.

s. 95 (11),
amended

- 55.**—(1) Subsection 11 of section 95 of the said Act is amended by striking out "at one time and" in the first line.

s. 95 (32),
amended

- (2) Subsection 32 of the said section 95 is amended by adding thereto the following clauses:

(e) in securities issued or unconditionally guaranteed as to principal and interest by the United States of America;

(f) in such other securities as are authorized by the Lieutenant Governor in Council.

s. 95,
amended

- (3) The said section 95 is amended by adding thereto the following subsections:

(44) A money by-law may authorize the issue of debentures of which a portion shall be payable on a fixed date with interest payable annually or semi-annually, in which case such debentures shall be known as term debentures.

Term
debentures

(45) In respect of the term debentures, the by-law shall provide for raising,

Amounts to
be raised
annually

(a) in each year of the currency of the term debentures, a sum sufficient to pay the interest on the term debentures; and

(b) in each year of the currency of the term debentures in which no other debentures issued under the same by-law become due and payable, a specific amount to form a retirement fund for the term debentures which, with interest at a rate not to exceed 5 per cent per annum compounded yearly, will be sufficient to pay the principal of the term debentures at maturity.

(46) The retirement fund for the term debentures shall be administered by the sinking fund committee in all respects in the same manner as a sinking fund established under this section, and the provisions of subsections 23 to 43 of this section with respect to a sinking fund shall apply *mutatis mutandis* to such retirement fund.

Retirement
fund admin-
istration

(47) Notwithstanding the provisions of any general or special Act or any differences in date of issue or maturity, every debenture issued shall rank concurrently and *pari passu* in respect of payment of principal and interest thereon with all other debentures of the Regional Corporation except as to the availability of any sinking funds applicable to any particular issue of debentures.

All debentures
rank
equally

56. The said Act is further amended by adding thereto the following section:

s. 95a,
enacted

95a. Notwithstanding any provision of this Act,

Debentures
payable on a
fixed date
subject to the
annual
redemption
by lot of a
specified
principal
amount

(a) a money by-law of the Regional Council may provide that all or a portion of the debentures to be issued thereunder shall be payable on a fixed date, subject to the obligation of the Regional Corporation to redeem by lot annually on each anniversary of the date of such debentures a specified principal amount of such debentures upon payment by the Regional Corporation of such principal amount plus accrued interest to the date of redemption and upon giving notice as provided in this section;

interest
ceases to
accrue on
date set for
redemption

- (b) the principal amount of every debenture that is called for redemption shall become due and payable on the date set for the redemption thereof and, after such date, interest ceases to accrue thereon where provision is duly made by the Regional Corporation for the payment of the principal amount thereof;

debentures
to be
redeemed
may be
purchased

- (c) the debentures to be redeemed on each anniversary of the date of such debentures shall be selected by lot by the treasurer of the Regional Corporation at a public meeting of the Regional Council and when redeemed shall be cancelled and shall not be reissued, provided always that the principal amount of the debentures to be redeemed in any year may be reduced by the principal amount of any debentures purchased by the Regional Corporation, at a price or prices not exceeding the principal amount thereof, and surrendered for cancellation on the date fixed for redemption;

notice to
redeem to be
sent by mail

- (d) notice of intention to redeem any debenture shall be sent by prepaid mail at least thirty days prior to the date set for such redemption to the person, if any, in whose name the debenture may be registered at the address shown in the Debenture Registry Book;

notice to
redeem to be
published

- (e) notice of intention to redeem any debenture shall be published at least thirty days prior to the date set for such redemption in such manner as the by-law may provide;

where only
portion of
debentures
payable on
fixed date

- (f) where only a portion of the debentures issued under a by-law is payable on a fixed date, the obligation of the Regional Corporation to redeem by lot annually a specified principal amount of such debentures does not apply in any year in which an instalment of principal of the remaining debentures issued under such by-law becomes due and payable; and

annual
amounts
payable to
be approxi-
mately
equal

- (g) the aggregate amounts of principal and interest, or the amounts of principal, payable in each year during the currency of debentures issued under this section shall be approximately equal.

s. 103,
amended

57. Section 103 of the said Act is amended by adding thereto the following subsections:

(4) A debenture may be registered as to both principal and interest in which case the interest thereon shall be paid by cheque and the debenture may be referred to as a fully registered debenture.

Registration of debenture as to principal and interest

(5) Where debentures are payable in a currency other than that of Canada, the Regional Council may provide that the Debenture Registry Book of the Regional Corporation in respect of such debentures be maintained outside Canada by a corporation or person other than the treasurer and may make such other provisions for the registration and transfer of such debentures as the Regional Council considers appropriate.

When Debenture Registry Book may be maintained outside Canada

58. Subsection 1 of section 115 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 139, section 11, and 1974, chapter 117, section 31, is repealed and the following substituted therefor:

s. 115 (1), re-enacted

(1) Section 5, Parts XV, XVI, XVII and XXI, sections 248a, 249 and 254, subsection 3 of section 308, section 348 and paragraphs 3, 10, 11, 12 and 24 of section 352 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

Application of R.S.O. 1970, c. 284

59. Section 117 of the said Act, as amended by the Statutes of Ontario, 1974, chapter 117, section 32, is amended by striking out "and may make annual grants for a period not exceeding five years, and upon the expiration of any such period may make similar grants for a further period not exceeding five years" in the fifth, sixth, seventh and eighth lines.
60. Section 118 of the said Act, as amended by the Statutes of Ontario, 1974, chapter 117, section 33, is repealed.

s. 117, amended

s. 118, repealed

PART VI

THE REGIONAL MUNICIPALITY OF PEEL

61. Section 3 of *The Regional Municipality of Peel Act, 1973*, being chapter 60, is amended by adding thereto the following subsection:

s. 3, amended

(3a) Notwithstanding the provisions of this or any other Act, upon the application of an area municipality authorized by a by-law of the council thereof, or upon the petition of electors in accordance with the provisions of section 13 of *The Municipal Act*, the Municipal Board may, by order,

Alteration of wards, etc., by O.M.B.

R.S.O. 1970, c. 284

- (a) divide or redivide the area municipality into wards, and shall designate the name or number each ward shall bear and shall declare the date when the division or redivision shall take effect;
- (b) alter or dissolve any or all of the wards in the area municipality and shall declare the date when such alterations or dissolutions shall take effect; or
- (c) vary the composition of the council of the area municipality,

provided that,

- (d) no order made under this section shall alter the total number of members who represent the area municipality on the Regional Council as provided for in this Act; and
- (e) the mayor of the area municipality shall continue to be elected by a general vote of the electors of the area municipality, and shall be the head of council of the area municipality, and shall be a member of the Regional Council, as provided for in this Act.

s. 13 (4),
amended

- 62.** Subsection 4 of section 13 of the said Act is amended by striking out "thirty" in the fourth line and inserting in lieu thereof "sixty".

s. 26 (3),
re-enacted

- 63.** Subsection 3 of section 26 of the said Act, as amended by the Statutes of Ontario, 1974, chapter 117, section 35, is repealed and the following substituted therefor:

Disquali-
fication
of auditors

(3) No person shall be appointed as an auditor of the Regional Corporation who is or during the preceding year was a member of the Regional Council or of the council of an area municipality or of any local board, the accounts and transactions of which it would as auditor be his duty to audit, or who has or during the preceding year had any direct or indirect interest in any contract with the Regional Corporation or an area municipality or any such local board, or any employment with any of them other than for services within his professional capacity.

s. 41 (1),
amended

- 64.**—(1) Subsection 1 of section 41 of the said Act is amended by striking out "before it is submitted for approval under *The Highway Traffic Act*" in the fifth and sixth lines.

- (2) The said section 41 is amended by adding thereto the ^{s. 41, amended} following subsections:

(1a) A by-law submitted for approval of the Regional Council in compliance with subsection 1 may be approved in whole or in part and, where part of a by-law is approved only, that part only shall become operative. ^{Regional Council may approve by-law in whole or in part}

(1b) The Regional Council may withdraw its approval to any by-law or any part thereof by notice sent by registered mail to the clerk of the area municipality and such by-law or part thereof shall be deemed to be repealed twenty-one days after the sending of the notice. ^{Withdrawal of approval}

65. The said Act is amended by adding thereto the following ^{s. 91a, enacted} section:

91a.—(1) Where the Regional Corporation has entered into an agreement under *The Ontario Water Resources Act* whereby the Regional Corporation is entitled to receive moneys from the Crown, the Regional Council, pending the receipt of such moneys may, in order to meet expenditures incurred in carrying out the agreement, agree with a bank or a person for temporary advances from time to time. ^{Temporary borrowing R.S.O. 1970, c. 332}

(2) The proceeds of every advance under this section shall be applied to the expenditures incurred in carrying out the agreement made by the Regional Corporation under *The Ontario Water Resources Act*, but the lender shall not be bound to see to the application of the proceeds and, when the Regional Corporation has received the moneys to which it is entitled from the Crown under the said agreement such moneys shall be applied first in repayment of the advances. ^{Application of proceeds}

- 66.—(1) Subsection 11 of section 96 of the said Act is amended by striking out "at one time and" in the first line. ^{s. 96 (11), amended}

- (2) Subsection 32 of the said section 96 is amended by adding thereto the following clauses: ^{s. 96 (32), amended}

(e) in securities issued or unconditionally guaranteed as to principal and interest by the United States of America;

(f) in such other securities as are authorized by the Lieutenant Governor in Council.

- (3) Subsection 46 of the said section 96 is amended by striking out "25 to 41" in the fourth line and inserting in lieu thereof "23 to 43". ^{s. 96 (46), amended}

s. 96,
amended

- (4) The said section 96 is amended by adding thereto the following subsection:

All
debentures
rank equally

(47) Notwithstanding the provisions of any general or special Act or any differences in date of issue or maturity, every debenture issued shall rank concurrently and *pari passu* in respect of payment of principal and interest thereon with all other debentures of the Regional Corporation except as to the availability of the sinking funds applicable to any particular issue of debentures.

s. 96a,
enacted

67. The said Act is further amended by adding thereto the following section:

Debentures
payable
on a fixed
date subject
to the annual
redemption
by lot of a
specified
principal
amount

96a. Notwithstanding any other provision of this Act,

- (a) a money by-law of the Regional Council may provide that all or a portion of the debentures to be issued thereunder shall be payable on a fixed date, subject to the obligation of the Regional Corporation to redeem by lot annually on each anniversary of the date of such debentures a specified principal amount of such debentures upon payment by the Regional Corporation of such principal amount plus accrued interest to the date of redemption and upon giving notice as provided in this section;

interest
ceases to
accrue on
date set for
redemption

- (b) the principal amount of every debenture that is called for redemption shall become due and payable on the date set for the redemption thereof and, after such date, interest ceases to accrue thereon where provision is duly made by the Regional Corporation for the payment of the principal amount thereof;

debentures
to be
redeemed
may be
purchased

- (c) the debentures to be redeemed on each anniversary of the date of such debentures shall be selected by lot by the treasurer of the Regional Corporation at a public meeting of the Regional Council and when redeemed shall be cancelled and shall not be reissued, provided always that the principal amount of the debentures to be redeemed in any year may be reduced by the principal amount of any debentures purchased by the Regional Corporation, at a price or prices not exceeding the principal amount thereof, and surrendered for cancellation on the date fixed for redemption;

notice to
redeem to
be sent
by mail

- (d) notice of intention to redeem any debenture shall be sent by prepaid mail at least thirty days prior to the date set for such redemption to the person,

if any, in whose name the debenture may be registered at the address shown in the Debenture Registry Book;

- (e) notice of intention to redeem any debenture shall be published at least thirty days prior to the date set for such redemption in such manner as the by-law may provide; notice to redeem to be published

- (f) where only a portion of the debentures issued under a by-law is payable on a fixed date, the obligation of the Regional Corporation to redeem by lot annually a specified principal amount of such debentures does not apply in any year in which an instalment of principal of the remaining debentures issued under such by-law becomes due and payable; and where only portion of debentures payable on fixed date

- (g) the aggregate amounts of principal and interest, or the amounts of principal, payable in each year during the currency of debentures issued under this section shall be approximately equal. annual amounts payable to be approximately equal

68. Section 104 of the said Act is amended by adding thereto the following subsection: s. 104, amended

(5) Where debentures are payable in a currency other than that of Canada, the Regional Council may provide that the Debenture Registry Book of the Regional Corporation in respect of such debentures be maintained outside Canada by a corporation or person other than the treasurer and may make such other provisions for the registration and transfer of such debentures as the Regional Council considers appropriate. When Debenture Registry Book may be maintained outside Canada

69. Subsection 1 of section 115 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 161, section 6, and 1974, chapter 117, section 37, is repealed and the following substituted therefor: s. 115 (1), re-enacted

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 245, 248a, 249, 250, 254, subsection 3 of section 308, section 348 and paragraphs 3, 9, 10, 11, 12, 24, 63, 64, 65, 66 and 67 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation. Application of R.S.O. 1970, c. 284

70. Subsection 1 of section 117 of the said Act is amended by striking out "and may make annual grants for a period not exceeding five years" in the fourth and fifth lines. s. 117 (1), amended

s. 118,
repealed

- 71.** Section 118 of the said Act, as amended by the Statutes of Ontario, 1974, chapter 117, section 38, is repealed.

PART VII

THE REGIONAL MUNICIPALITY OF HALTON

s. 2 (1) (a),
amended

- 72.** Clause *a* of subsection 1 of section 2 of *The Regional Municipality of Halton Act, 1973*, being chapter 70, is amended by inserting after "municipality" in the second line "successor to The Corporation of the Town of Burlington".

s. 3,
amended

- 73.** Section 3 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 162, section 2, is further amended by adding thereto the following subsection:

Alteration
of wards,
etc., by
O.M.B.R.S.O. 1970,
c. 284

(3a) Upon the application of an area municipality authorized by a by-law of the council thereof, or upon the petition of electors in accordance with the provisions of section 13 of *The Municipal Act*, the Municipal Board may, by order,

- (a) divide or redivide the area municipality into wards, and shall designate the name or number each ward shall bear and shall declare the date when the division or redivision shall take effect;
- (b) alter or dissolve any or all of the wards in the area municipality and shall declare the date when such alterations or dissolutions shall take effect; or
- (c) vary the composition of the council of the area municipality,

provided that,

- (d) no order made under this section shall alter the total number of members who represent the area municipality on the Regional Council as provided for in this Act; and
- (e) the mayor of the area municipality shall continue to be elected by a general vote of the electors of the area municipality, and shall be the head of council of the area municipality, and shall be a member of the Regional Council, as provided for in this Act.

s. 13 (4),
amended

- 74.** Subsection 4 of section 13 of the said Act is amended by striking out "thirty" in the fourth line and inserting in lieu thereof "sixty".

75. Subsection 3 of section 26 of the said Act is amended by striking out "as an auditor" in the ninth line and inserting in lieu thereof "for services within his professional capacity". s. 26 (3),
amended

76.—(1) Subsection 1 of section 41 of the said Act is amended by striking out "before it is submitted for approval under *The Highway Traffic Act*" in the fifth and sixth lines. s. 41 (1),
amended

(2) The said section 41 is amended by adding thereto the following subsections: s. 41,
amended

(1a) A by-law submitted for approval of the Regional Council in compliance with subsection 1 may be approved in whole or in part and, where part of a by-law is approved only, that part only shall become operative. Regional
Council
may approve
by-law in
whole or
in part

(1b) The Regional Council may withdraw its approval to any by-law or any part thereof by notice sent by registered mail to the clerk of the area municipality and such by-law or part thereof shall be deemed to be repealed twenty-one days after the sending of the notice. Withdrawal
of approval

77. The said Act is amended by adding thereto the following section: s. 91a,
enacted

91a.—(1) Where the Regional Corporation has entered into an agreement under *The Ontario Water Resources Act*, whereby the Regional Corporation is entitled to receive moneys from the Crown, the Regional Council pending the receipt of any such moneys may, in order to meet expenditures incurred in carrying out the agreement, agree with a bank or a person for temporary advances from time to time. Temporary
borrowing
R.S.O. 1970,
c. 332

(2) The proceeds of every advance under this section shall be applied to the expenditures incurred in carrying out the agreement made by the Regional Corporation under *The Ontario Water Resources Act*, but the lender shall not be bound to see to the application of the proceeds and, when the Regional Corporation has received the moneys to which it is entitled from the Crown under the said agreement, such moneys shall be applied first in repayment of the advances. Application
of proceeds

78.—(1) Subsection 11 of section 96 of the said Act is amended by striking out "at one time and" in the first line. s. 96 (11),
amended

(2) Subsection 32 of the said section 96 is amended by adding thereto the following clauses: s. 96 (32),
amended

(e) in securities issued or unconditionally guaranteed as to principal and interest by the United States of America;

(f) in such other securities as are authorized by the Lieutenant Governor in Council.

s. 96 (46),
amended

(3) Subsection 46 of the said section 96 is amended by striking out "25 to 41" in the fourth line and inserting in lieu thereof "23 to 43".

s. 96,
amended

(4) The said section 96 is amended by adding thereto the following subsection:

All
debentures
rank equally

(47) Notwithstanding the provisions of any general or special Act or any difference in date of issue or maturity, every debenture issued shall rank concurrently and *pari passu* in respect of payment of principal and interest thereon with all other debentures of the Regional Corporation except as to the availability of any sinking funds applicable to any particular issue of debentures.

s. 96a,
enacted

79. The said Act is further amended by adding thereto the following section:

96a. Notwithstanding any other provisions of this Act,

Debentures
payable on
a fixed date
subject to
the annual
redemption
by lot of a
specified
principal
amount

(a) a money by-law of the Regional Council may provide that all or a portion of the debentures to be issued thereunder shall be payable on a fixed date, subject to the obligation of the Regional Corporation to redeem by lot annually on each anniversary of the date of such debentures a specified principal amount of such debentures upon payment by the Regional Corporation of such principal amount plus accrued interest to the date of redemption and upon giving notice as provided in this section;

interest
ceases to
accrue on
date set for
redemption

(b) the principal amount of every debenture that is called for redemption shall become due and payable on the date set for the redemption thereof and, after such date, interest ceases to accrue thereon where provision is duly made by the Regional Corporation for the payment of the principal amount thereof;

debentures
to be
redeemed
may be
purchased

(c) the debentures to be redeemed on each anniversary of the date of such debentures shall be selected by lot by the treasurer of the Regional Corporation at a public meeting of the Regional Council and when redeemed shall be cancelled and shall not be reissued, provided always that the principal amount of the debentures to be redeemed in any year may be reduced by the principal amount of any debentures purchased by the Regional Corporation, at a price

or prices not exceeding the principal amount thereof, and surrendered for cancellation on the date fixed for redemption;

- (d) notice of intention to redeem any debenture shall be sent by prepaid mail at least thirty days prior to the date set for such redemption to the person, if any, in whose name the debenture may be registered at the address shown in the Debenture Registry Book; notice to redeem to be sent by mail
- (e) notice of intention to redeem any debenture shall be published at least thirty days prior to the date set for such redemption in such manner as the by-law may provide; notice to redeem to be published
- (f) where only a portion of the debentures issued under a by-law is payable on a fixed date, the obligation of the Regional Corporation to redeem by lot annually a specified principal amount of such debentures does not apply in any year in which an instalment of principal of the remaining debentures issued under such by-law becomes due and payable; and where only portion of debentures payable on fixed date
- (g) the aggregate amounts of principal and interest, or the amounts of principal, payable in each year during the currency of debentures issued under this section shall be approximately equal. annual amounts payable to be approximately equal

80. Section 104 of the said Act is amended by adding thereto the following subsection: s. 104, amended

(5) Where debentures are payable in a currency other than that of Canada, the Regional Council may provide that the Debenture Registry Book of the Regional Corporation in respect of such debentures be maintained outside Canada by a corporation or person other than the treasurer and may make such other provisions for the registration and transfer of such debentures as the Regional Council considers appropriate. When Debenture Registry Book may be maintained outside Canada

81. Subsection 1 of section 115 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 162, section 8, and 1974, chapter 117, section 42, is repealed and the following substituted therefor: s. 115 (1), re-enacted

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 245, 248a, 249, 250, 254, subsection 3 of section 308 and section 348 and paragraphs 3, 9, 10, 11, 12, 24, 44, 63, 64, 65, 66 and 67 of section 352 and Parts XV, XVI, XVII and Application of R.S.O. 1970, c. 284

XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

s. 117(1),
amended

- 82.** Subsection 1 of section 117 of the said Act is amended by striking out "and may make annual grants for a period not exceeding five years, and upon the expiration of any such period may make similar grants for a further period not exceeding five years" in the fourth, fifth, sixth and seventh lines.

s. 118,
repealed

- 83.** Section 118 of the said Act, as amended by the Statutes of Ontario, 1974, chapter 117, section 43, is repealed.

PART VIII

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

s. 3,
amended

- 84.** (1) Section 3 of *The Regional Municipality of Hamilton-Wentworth Act, 1973*, being chapter 74, is amended by adding thereto the following subsection:

Alteration
of wards, etc.,
by O.M.B.

(3a) Upon the application of an area municipality authorized by a by-law of the council thereof, or upon the petition of electors in accordance with the provisions of section 13 of *The Municipal Act*, the Municipal Board may, by order,

R.S.O. 1970,
c. 284

(a) divide or redivide the area municipality into wards, and shall designate the name or number each ward shall bear and shall declare the date when the division or redivision shall take effect;

(b) alter or dissolve any or all of the wards in the area municipality and shall declare the date when such alterations or dissolutions shall take effect; or

(c) vary the composition of the council of the area municipality,

provided that,

(d) no order made under this section shall alter the total number of members who represent the area municipality on the Regional Council as provided for in this Act; and

(e) the mayor of the area municipality shall continue to be elected by a general vote of the electors of the area municipality, and shall be the head of the council of the area municipality, and shall be a

member of the Regional Council, as provided for in this Act.

- (2) The said section 3 is further amended by adding thereto ^{s. 3, amended} the following subsection:

(3b) The Minister may, by order, in the year 1976, ^{1976 election, Glanbrook} notwithstanding the provisions of this or any other Act, on the recommendation of the council of the Township of Glanbrook expressed by resolution,

(a) provide for the system of election of persons as members of the council of the said Township;

(b) provide for the method of election of the representative of the Township to the Regional Council;

(c) provide for the total number of persons to be elected as members of the council of the Township; and

(d) vary the date specified in section 17 of *The Municipal Elections Act, 1972*, ^{1972, c. 95}

and provisions made under clauses *a*, *b*, and *c* shall remain in effect until varied by the Municipal Board.

85. Subsection 4 of section 13 of the said Act is amended by ^{s. 13 (4), amended} striking out "thirty" in the fourth line and inserting in lieu thereof "sixty".

86. Subsection 3 of section 26 of the said Act is amended by ^{s. 26 (3), amended} striking out "as an auditor" in the ninth and tenth lines and inserting in lieu thereof "for services within his professional capacity".

87. —(1) Subsection 1 of section 41 of the said Act is amended by ^{s. 41 (1), amended} striking out "before it is submitted for approval under *The Highway Traffic Act*" in the fifth and sixth lines.

- (2) The said section 41 is amended by adding thereto ^{s. 41, amended} the following subsections:

(1a) A by-law submitted for approval of the Regional Council in compliance with subsection 1 may be approved ^{Regional Council may approve by-law in whole or in part} in whole or in part and, where part of a by-law is approved only, that part only shall become operative.

(1b) The Regional Council may withdraw its approval to ^{Withdrawal of approval} any by-law or any part thereof by notice sent by registered

mail to the clerk of the area municipality and such by-law or part thereof shall be deemed to be repealed twenty-one days after the sending of the notice.

s. 91a,
enacted

88. The said Act is amended by adding thereto the following section:

Temporary
borrowing
R.S.O. 1970,
c. 332

91a.—(1) Where the Regional Corporation has entered into an agreement under *The Ontario Water Resources Act* whereby the Regional Corporation is entitled to receive moneys from the Crown, the Regional Council pending the receipt of such moneys may, in order to meet expenditures incurred in carrying out the agreement, agree with a bank or a person for temporary advances from time to time.

Application
of proceeds

(2) The proceeds of every advance under this section shall be applied to the expenditures incurred in carrying out the agreement made by the Regional Corporation under *The Ontario Water Resources Act*, but the lender shall not be bound to see to the application of the proceeds and, when the Regional Corporation has received the moneys to which it is entitled from the Crown under the said agreement such moneys shall be applied first in repayment of the advances.

s. 96 (11),
amended

- 89.—(1) Subsection 11 of section 96 of the said Act is amended by striking out "at one time and" in the first line.

s. 96 (32),
amended

- (2) Subsection 32 of the said section 96 is amended by adding thereto the following clauses:

(e) in securities issued or unconditionally guaranteed as to principal and interest by the United States of America;

(f) in such other securities as are authorized by the Lieutenant Governor in Council.

s. 96 (46),
amended

- (3) Subsection 46 of the said section 96 is amended by striking out "25 to 41" in the fourth line and inserting in lieu thereof "23 to 43".

s. 96,
amended

- (4) The said section 96 is amended by adding thereto the following subsection:

All
debentures
rank equally

(47) Notwithstanding the provisions of any general or special Act or any differences in date of issue or maturity, every debenture issued shall rank concurrently and *pari passu* in respect of payment of principal and interest thereon with all other debentures of the Regional Corporation except

as to the availability of any sinking funds applicable to any particular issue of debentures.

90. The said Act is further amended by adding thereto the following section: s. 96a,
enacted

96a. Notwithstanding any other provision of this Act,

- (a) a money by-law of the Regional Council may provide that all or a portion of the debentures to be issued thereunder shall be payable on a fixed date, subject to the obligation of the Regional Corporation to redeem by lot annually on each anniversary of the date of such debentures a specified principal amount of such debentures upon payment by the Regional Corporation of such principal amount plus accrued interest to the date of redemption and upon giving notice as provided in this section; Debentures payable on a fixed date subject to the annual redemption by lot of a specified principal amount
- (b) the principal amount of every debenture that is called for redemption shall become due and payable on the date set for the redemption thereof and, after such date, interest ceases to accrue thereon where provision is duly made by the Regional Corporation for the payment of the principal amount thereof; interest ceases to accrue on date set for redemption
- (c) the debentures to be redeemed on each anniversary of the date of such debentures shall be selected by lot by the treasurer of the Regional Corporation at a public meeting of the Regional Council and when redeemed shall be cancelled and shall not be reissued, provided always that the principal amount of the debentures to be redeemed in any year may be reduced by the principal amount of any debentures purchased by the Regional Corporation, at a price or prices not exceeding the principal amount thereof, and surrendered for cancellation on the date fixed for redemption; debentures to be redeemed may be purchased
- (d) notice of intention to redeem any debenture shall be sent by prepaid mail at least thirty days prior to the date set for such redemption to the person, if any, in whose name the debenture may be registered at the address shown in the Debenture Registry Book; notice to redeem to be sent by mail
- (e) notice of intention to redeem any debenture shall be published at least thirty days prior to the date notice to redeem to be published

set for such redemption in such manner as the by-law may provide;

where only
portion of
debentures
payable on
fixed date

(f) where only a portion of the debentures issued under a by-law is payable on a fixed date, the obligation of the Regional Corporation to redeem by lot annually a specified principal amount of such debentures does not apply in any year in which an instalment of principal of the remaining debentures issued under such by-law becomes due and payable; and

annual
amounts
payable to
be approxi-
mately equal

(g) the aggregate amounts of principal and interest, or the amounts of principal payable in each year during the currency of debentures issued under this section shall be approximately equal.

s. 104,
amended

91. Section 104 of the said Act is amended by adding thereto the following subsection:

When
Debenture
Registry
Book
may be
maintained
outside
Canada

(5) Where debentures are payable in a currency other than that of Canada, the Regional Council may provide that the Debenture Registry Book of the Regional Corporation in respect of such debentures be maintained outside Canada by a corporation or person other than the treasurer and may make such other provisions for the registration and transfer of such debentures as the Regional Council considers appropriate.

s. 115 (1),
re-enacted

92. Subsection 1 of section 115 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 163, section 7 and 1974, chapter 117, section 47, is repealed and the following substituted therefor:

Application
of R.S.O. 1970,
c. 234

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 245, 248a, 249, 250, 254, subsection 3 of section 308 and section 348 and paragraphs 3, 9, 10, 11, 12, 24, 44, 63, 64, 65, 66 and 67 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

s. 117 (1),
amended

93. Subsection 1 of section 117 of the said Act is amended by striking out "and may make annual grants for a period not exceeding five years, and upon the expiration of any such period may make similar grants for a further period not exceeding five years" in the fourth, fifth, sixth and seventh lines.

94. Section 118 of the said Act, as amended by the Statutes of Ontario, 1974, chapter 117, section 48, is repealed. s. 118,
repealed

95. The following are repealed:

Repeals

1. *An Act to incorporate a joint stock company for the purpose of supplying the City of Hamilton with Water*, being CAP LXVI of the Statutes of the Province of Canada, 1852.
2. *An Act to vest in The Corporation of the City of Hamilton the Waterworks of that City*, being CAP LVI of the Statutes of the Province of Canada, 1861.
3. *An Act to amend the Acts relating to the Waterworks of the City of Hamilton*, being chapter 59 of the Statutes of Ontario, 1885.

PART IX

THE REGIONAL MUNICIPALITY OF DURHAM

96. Section 3 of *The Regional Municipality of Durham Act, 1973*, being chapter 78, is amended by adding thereto the following subsection: s. 3,
amended

(3a) Upon the application of an area municipality authorized by a by-law of the council thereof, or upon the petition of electors in accordance with the provisions of section 13 of *The Municipal Act*, the Municipal Board may, by order, Alteration
of wards, etc.,
by O.M.B.

R.S.O. 1970,
c. 284

- (a) divide or redivide the area municipality into wards, and shall designate the name or number each ward shall bear and shall declare the date when the division or redivision shall take effect;
- (b) alter or dissolve any or all of the wards in the area municipality and shall declare the date when such alterations or dissolutions shall take effect; or
- (c) vary the composition of the council of the area municipality,

provided that,

- (d) no order made under this section shall alter the total number of members who represent the area municipality on the Regional Council, as provided for in this Act; and

- (e) the mayor of the area municipality shall continue to be elected by a general vote of the electors of the area municipality, and shall be the head of the council of the area municipality, and shall be a member of the Régional Council, as provided for in this Act.

s. 13 (4),
amended

- 97.** Subsection 4 of section 13 of the said Act is amended by striking out "thirty" in the fourth line and inserting in lieu thereof "sixty".

s. 26 (3),
amended

- 98.** Subsection 3 of section 26 of the said Act is amended by striking out "as an auditor" in the ninth and tenth lines and inserting in lieu thereof "for services within his professional capacity".

s. 42 (1),
amended

- 99.**—(1) Subsection 1 of section 42 of the said Act is amended by striking out "before it is submitted for approval under *The Highway Traffic Act*" in the fifth and sixth lines.

s. 42,
amended

- (2) The said section 42 is amended by adding thereto the following subsections:

Regional
Council
may approve
by-law in
whole or
in part

- (1a) A by-law submitted for approval of the Regional Council in compliance with subsection 1 may be approved in whole or in part, and where part of a by-law is approved only, that part only shall become operative.

Withdrawal
of approval

- (1b) The Regional Council may withdraw its approval to any by-law or any part thereof by notice sent by registered mail to the clerk of the area municipality and such by-law or part thereof shall be deemed to be repealed twenty-one days after the sending of the notice.

s. 103a,
enacted

- 100.** The said Act is amended by adding thereto the following section:

Temporary
borrowing
R.S.O. 1970,
c. 332

- 103a.—(1) Where the Regional Corporation has entered into an agreement under *The Ontario Water Resources Act* whereby the Regional Corporation is entitled to receive moneys from the Crown, the Regional Council, pending the receipt of such moneys may, in order to meet expenditures incurred in carrying out the agreement, agree with a bank or a person for temporary advances from time to time.

Application
of proceeds

- (2) The proceeds of every advance under this section shall be applied to the expenditures incurred in carrying out the agreement made by the Regional Corporation under *The Ontario Water Resources Act*, but the lender shall not be

bound to see the application of the proceeds and, when the Regional Corporation has received the moneys to which it is entitled from the Crown under the said agreement such moneys shall be applied first in repayment of the advances.

101.—(1) Subsection 11 of section 104 of the said Act is amended s. 104 (11),
amended by striking out “at one time and” in the first line.

(2) Subsection 32 of the said section 104 is amended by s. 104 (32),
amended adding thereto the following clauses:

(e) in securities issued or unconditionally guaranteed as to principal and interest by the United States of America;

(f) in such other securities as are authorized by the Lieutenant Governor in Council.

(3) Subsection 46 of the said section 104 is amended by s. 104 (46),
amended striking out “25 to 41” in the fourth line and inserting in lieu thereof “23 to 43”.

(4) The said section 104 is amended by adding thereto the s. 104,
amended following subsection:

(47) Notwithstanding the provisions of any general or special Act or any differences in date of issue or maturity, All
debentures
rank equally every debenture issued shall rank concurrently and *pari passu* in respect of payment of principal and interest thereon with all other debentures of the Regional Corporation except as to the availability of any sinking funds applicable to any particular issue of debentures.

102. The said Act is further amended by adding thereto the s. 104a,
enacted following section:

104a. Notwithstanding any other provisions of this Act, Debentures
payable on
a fixed date
subject to
the annual
redemption
by lot of
a specified
principal
amount

(a) a money by-law of the Regional Council may provide that all or a portion of the debentures to be issued thereunder shall be payable on a fixed date, subject to the obligation of the Regional Corporation to redeem by lot annually on each anniversary of the date of such debentures a specified principal amount of such debentures upon payment by the Regional Corporation of such principal amount plus accrued interest to the date of redemption and upon giving notice as provided in this section;

interest
ceases to
accrue on
date set for
redemption

- (b) the principal amount of every debenture that is called for redemption shall become due and payable on the date set for the redemption thereof and, after such date, interest ceases to accrue thereon where provision is duly made by the Regional Corporation for the payment of the principal amount thereof;

debentures
to be
redeemed
may be
purchased

- (c) the debentures to be redeemed on each anniversary of the date of such debentures shall be selected by lot by the treasurer of the Regional Corporation at a public meeting of the Regional Council and when redeemed shall be cancelled and shall not be reissued, provided always that the principal amount of the debentures to be redeemed in any year may be reduced by the principal amount of any debentures purchased by the Regional Corporation, at a price or prices not exceeding the principal amount thereof, and surrendered for cancellation on the date fixed for redemption;

notice to
redeem to
be sent by
mail

- (d) notice of intention to redeem any debenture shall be sent by prepaid mail at least thirty days prior to the date set for such redemption to the person, if any, in whose name the debenture may be registered at the address shown in the Debenture Registry Book;

notice to
redeem to
be published

- (e) notice of intention to redeem any debenture shall be published at least thirty days prior to the date set for such redemption in such manner as the by-law may provide;

where only
portion of
debentures
payable on
fixed date

- (f) where only a portion of the debentures issued under a by-law is payable on a fixed date, the obligation of the Regional Corporation to redeem by lot annually a specified principal amount of such debentures does not apply in any year in which an instalment of principal of the remaining debentures issued under such by-law becomes due and payable; and

annual
amounts
payable to
be approxi-
mately equal

- (g) the aggregate amounts of principal and interest, or the amounts of principal, payable in each year during the currency of debentures issued under this section shall be approximately equal.

s. 112,
amended

103. Section 112 of the said Act is amended by adding thereto the following subsection:

When
Debenture
Registry
Book
may be
maintained
outside
Canada

- (5) Where debentures are payable in a currency other than that of Canada, the Regional Council may provide that the

Debenture Registry Book of the Regional Corporation in respect of such debentures be maintained outside Canada by a corporation or person other than the treasurer and may make such other provisions for the registration and transfer of such debentures as the Regional Council considers appropriate.

- 104.** Subsection 1 of section 123 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 147, section 10 and 1974, chapter 117, section 52, is repealed and the following substituted therefor: s. 123 (1),
re-enacted

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 245, 248a, 249, 250 and 254, subsection 3 of section 308 and section 348 and paragraphs 3, 9, 10, 11, 12, 24, 63, 64, 65, 66 and 67 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation. Application
of R.S.O. 1970,
c. 284

- 105.** Subsection 1 of section 125 of the said Act is amended by striking out "and may make annual grants for such purposes" in the fourth and fifth lines. s. 125 (1),
amended

- 106.** Section 126 of the said Act, as amended by the Statutes of Ontario, 1974, chapter 117, section 53, is repealed. s. 126,
repealed

PART X

THE REGIONAL MUNICIPALITY OF HALDIMAND-NORFOLK

- 107.** Section 3 of *The Regional Municipality of Haldimand-Norfolk Act, 1973*, being chapter 96, is amended by adding thereto the following subsection: s. 3,
amended

(3a) Upon the application of an area municipality authorized by a by-law of the council thereof, or upon the petition of electors in accordance with the provisions of section 13 of *The Municipal Act*, the Municipal Board may, by order, Alteration
of wards, etc.,
by O.M.B.
R.S.O. 1970,
c. 284

(a) divide or redivide the area municipality into wards, and shall designate the name or number each ward shall bear and shall declare the date when the division or redivision shall take effect;

(b) alter or dissolve any or all of the wards in the area municipality and shall declare the date when such alterations or dissolutions shall take effect; or

- (c) vary the composition of the council of the area municipality,

provided that,

- (d) no order made under this section shall alter the total number of members who represent the area municipality on the Regional Council, as provided for in this Act; and
- (e) the mayor of the area municipality shall continue to be elected by a general vote of the electors of the area municipality, and shall be the head of the council of the area municipality, and shall be a member of the Regional Council, as provided for in this Act.

s. 13 (4),
amended

- 108.** Subsection 4 of section 13 of the said Act is amended by striking out "thirty" in the fourth line and inserting in lieu thereof "sixty".

s. 26 (3),
amended

- 109.** Subsection 3 of section 26 of the said Act is amended by striking out "as an auditor" in the ninth line and inserting in lieu thereof "for services within his professional capacity".

s. 41 (1),
amended

- 110.** (1) Subsection 1 of section 41 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4, is amended by striking out "before it is submitted for approval under *The Highway Traffic Act*" in the fifth and sixth lines.

s. 41,
amended

- (2) The said section 41 is amended by adding thereto the following subsections:

Regional
Council
may approve
by-law in
whole or
in part

- (1a) A by-law submitted for approval of the Regional Council in compliance with subsection 1 may be approved in whole or in part, and where part of the by-law is approved only, that part only shall become operative.

Withdrawal
of approval

- (1b) The Regional Council may withdraw its approval to any by-law or any part thereof by notice sent by registered mail to the clerk of the area municipality, and such by-law or part thereof shall be deemed to be repealed twenty-one days after the sending of the notice.

s. 99a,
enacted

- 111.** The said Act is amended by adding thereto the following section:

99a.—(1) Where the Regional Corporation has entered into an agreement under *The Ontario Water Resources Act* whereby the Regional Corporation is entitled to receive moneys from the Crown, the Regional Council, pending the receipt of such moneys may, in order to meet expenditures incurred in carrying out the agreement, agree with a bank or a person for temporary advances from time to time.

Temporary
borrowing
R.S.O. 1970,
c. 332

(2) The proceeds of every advance under this section shall be applied to the expenditures incurred in carrying out the agreement made by the Regional Corporation under *The Ontario Water Resources Act*, but the lender shall not be bound to see to the application of the proceeds and, when the Regional Corporation has received the moneys to which it is entitled from the Crown under the said agreement such moneys shall be applied first in repayment of the advances.

Application
of proceeds

112.—(1) Subsection 11 of section 100 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4, is amended by striking out "at one time and" in the first line.

s. 100 (11),
amended

(2) Subsection 32 of the said section 100 is amended by adding thereto the following clauses:

s. 100 (32),
amended

(e) in securities issued or unconditionally guaranteed as to principal and interest by the United States of America;

(f) in such other securities as are authorized by the Lieutenant Governor in Council.

(3) Subsection 46 of the said section 100 is amended by striking out "25 to 41" in the fourth line, and inserting in lieu thereof "23 to 43".

s. 100 (46),
amended

(4) The said section 100 is amended by adding thereto the following subsection:

s. 100,
amended

(47) Notwithstanding the provisions of any general or special Act or any differences in date of issue or maturity, every debenture issued shall rank concurrently and *pari passu* in respect of payment of principal and interest thereon with all other debentures of the Regional Corporation except as to the availability of any sinking funds applicable to any particular issue of debentures.

All
debentures
rank equally

113. The said Act is further amended by adding thereto the following section:

s. 100a,
enacted

Debentures payable on a fixed date subject to the annual redemption by lot of a specified principal amount

100a. Notwithstanding any other provision of this Act,

- (a) a money by-law of the Regional Council may provide that all or a portion of the debentures to be issued thereunder shall be payable on a fixed date, subject to the obligation of the Regional Corporation to redeem by lot annually on each anniversary of the date of such debentures a specified principal amount of such debentures upon payment by the Regional Corporation of such principal amount plus accrued interest to the date of redemption and upon giving notice as provided in this section;
- (b) the principal amount of every debenture that is called for redemption shall become due and payable on the date set for the redemption thereof and, after such date, interest ceases to accrue thereon where provision is duly made by the Regional Corporation for the payment of the principal amount thereof;
- (c) the debentures to be redeemed on each anniversary of the date of such debentures shall be selected by lot by the treasurer of the Regional Corporation at a public meeting of the Regional Council and when redeemed shall be cancelled and shall not be reissued, provided always that the principal amount of the debentures to be redeemed in any year may be reduced by the principal amount of any debentures purchased by the Regional Corporation, at a price or prices not exceeding the principal amount thereof, and surrendered for cancellation on the date fixed for redemption;
- (d) notice of intention to redeem any debenture shall be sent by prepaid mail at least thirty days prior to the date set for such redemption to the person, if any, in whose name the debenture may be registered at the address shown in the Debenture Registry Book;
- (e) notice of intention to redeem any debenture shall be published at least thirty days prior to the date set for such redemption in such manner as the by-law may provide;

interest ceases to accrue on date set for redemption

debentures to be redeemed may be purchased

notice to redeem to be sent by mail

notice to redeem to be published

where only portion of debentures payable on fixed date

- (f) where only a portion of the debentures issued under a by-law is payable on a fixed date, the obligation

of the Regional Corporation to redeem by lot annually a specified principal amount of such debentures does not apply in any year in which an instalment of principal of the remaining debentures issued under such by-law becomes due and payable; and

- (g) the aggregate amounts of principal and interest, annual amounts payable to be approximately equal or the amounts of principal, payable in each year during the currency of debentures issued under this section shall be approximately equal.

- 114.** Section 108 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4, is amended by adding thereto the following subsection: s. 108, amended

(5) Where debentures are payable in a currency other than that of Canada, the Regional Council may provide that the Debenture Registry Book of the Regional Corporation in respect of such debentures be maintained outside Canada by a corporation or person other than the treasurer and make such other provisions for the registration and transfer of such debentures as the Regional Council considers appropriate. When Debenture Registry Book may be maintained outside Canada

- 115.** Subsection 1 of section 119 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4 and amended by 1974, chapter 117, section 57, is repealed and the following substituted therefor: s. 119 (1), re-enacted

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 245, 248a, 249, 250, 254, subsection 3 of section 308 and section 348 and paragraphs 3, 9, 10, 11, 12, 24, 63, 64, 65, 66, 67 and 74 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation. Application of R.S.O. 1970, c. 284

- 116.** Subsection 1 of section 121 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4, is amended by striking out "and may make annual grants for such purposes" in the fourth and fifth lines. s. 121 (1), amended

- 117.** Section 122 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4, and amended by 1974, chapter 117, section 58, is repealed. s. 122, repealed

MISCELLANEOUS

- 118.**—(1) This Act, except subsection 2 of section 27 and subsection 2 of section 84, comes into force on the day it receives Royal Assent. Commencement

Idem

(2) Subsection 2 of section 27 and subsection 2 of section 84 shall be deemed to have come into force on the 31st day of March, 1976.

Short title

119. This Act may be cited as *The Regional Municipalities Amendment Act, 1976*.